

ITEM NO: _____

PREPARED BY: Susan Callison

COMMISSIONER: _____

APPROVED BY: _____
County Attorney

**Resolution to Amend Shelby County Retirement System Plan C to
Make the Automatic Cost of Living Adjustments Applicable to
Survivor Pensions Payable to Dependent Children.**

WHEREAS, the Shelby County Commission established Shelby County Retirement System Plan C (the "Plan") by resolution duly adopted on November 22, 2004; and

WHEREAS, the Plan has been amended since its establishment; and

WHEREAS, section 7.5 of the Plan provides for annual cost of living adjustments applicable to certain pensions, and section 7.5.1 lists the pensions to which cost of living adjustments are so applicable; and

WHEREAS, by inadvertence, pensions payable to Dependent Children (as such term is defined in the Plan) were omitted from the list of pensions to which cost of living adjustments are applicable; and

WHEREAS, the Shelby County Retirement Board recommends that the Plan be accordingly amended to add pensions payable to Dependent Children to the list of pensions to which cost of living adjustments are applicable, effective as if included in the Plan at its inception; and

WHEREAS, a copy of the System's Actuary's actuarial impact letter with respect to the proposed amendment to the Plan is attached hereto as Exhibit 1,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, that the Shelby County Retirement System Plan C be, and is hereby, as follows:

1. Section 7.5.1 of the Plan is hereby amended by changing the period at the end of item (e) to a colon and adding the following item (f) after item (e) and before the flush language:

(f) Survivor Pensions to Dependent Children pursuant to 6.1.1.

2. This amendment is effective as of the Effective Date, September 5, 2005.

A C Wharton, County Mayor

Date: _____

Clerk of the County Commission

ADOPTED: _____